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**VIA FACSIMILE**

Hon. Victor Marrero  
United States Courthouse  
500 Pearl Street  
New York, NY 10007

USDS SDNY  
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September 15, 2006

**Re: Wausau Underwriters Ins. Co. et al. v. QBE Ins. Corp., et al.**  
**Civil Action No. 06 Civ. 3212 (VM)**

Dear Judge Marrero:

Our firm represents plaintiffs in the above-mentioned action. We submit this letter pursuant to your Honor's directive at the conference on August 31, 2006.

Plaintiffs and defendant QBE Insurance Corporation ("QBE") have not yet been able to resolve this matter, although we are still working on it.

Plaintiffs and QBE have agreed on the following schedule for plaintiffs' motion for summary judgment:

October 13, 2006 – service of moving papers  
November 3, 2006 – service of opposition papers  
November 17, 2006 – service of reply papers.


Respectfully submitted,



Marshall T. Potashner, Esq. (MTP-3552)

MTP:mp

Cc: William H. Bave, Jr. (via fax)  
Leonard Porcelli, Esq. (via fax)

Request GRANTED. The briefing schedule with regard to the plaintiffs' motion <u>for summary judgment</u> herein is extended as set forth herein: motion papers submitted by <u>10-13-06</u> ; response <u>11-3-06</u> ; reply <u>11-17-06</u> .	
SO ORDERED.	
<u>9-15-06</u> DATE	VICTOR MARRERO, U.S.D.J.